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FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554  
FILE

Room 222  
Dockets

17 FEB 1993

IN REPLY REFER TO:  
7330-7/1700A3

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FEB 23 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Al McCandless  
House of Representatives  
2422 Rayburn House Office Building  
Washington, D.C. 20515

Dear Congressman McCandless:

This is in reply to your letter of February 3, 1993, in which you inquired on behalf of your constituent, Lloyd Barber, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of time provided to users to convert to new technical standards, how the 300 to 500 percent increase in channel capacity should be licensed, how the rules should be written to provide users technical flexibility, and whether the current nineteen radio services should be consolidated and, if so, how. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals.

Mr. Barber is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

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List A B C D E

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Honorable Al McCandless

2.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due May 28, 1993, and Reply Comments are due July 14, 1993. We expect final rules to be issued in 1994. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ralph A. Haller", with a stylized flourish at the end.

Ralph A. Haller  
Chief, Private Radio Bureau

Enclosures:

Notice

Order

Discussion paper

Incoming correspondence

# Congressional

DUE 8-12-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,  
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM  
02/05/93

## LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300415	02/05/93	02/03/92	02/18/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Congressman	Al McCandless	BC

CONSTITUENT'S NAME	SUBJECT
Lloyd Barber	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRE/amm			

25-93

DATE	DATE	DATE	DATE
02/05/93			

REMARKS: Respond to the attention of Mike Riith.

RECEIVED  
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HOUSE OF REPRESENTATIVES, U.S.  
WASHINGTON, D.C.

FEBRUARY 3, 1993  
F.L.L.

OFF. OF CONGRESSIONAL LIAISON  
1919 M ST.

WASHINGTON, D.C. 20534

The attached communication is submitted for your consideration, and to ask that the request made therein be complied with, if possible.

If you will advise me of your action in this matter and have the letter returned to me with your reply, I will appreciate it.

REP. AL McCANDLESS

2422 RHOB

WASHINGTON, D.C. 20515

ATTN: MIKE

\* PLEASE CALL TO CONFIRM  
RECEIPT OF THIS CORRESPONDENCE.  
THANKS! *for cancelled*  
Very Truly yours, 2/4/93 12:00

*at McCandless*

M.C.

44th - CA. District.



Michael J. Riith  
Legislative Correspondent

Al McCandless  
Member of Congress  
37th District, California

U. S. House of Representatives  
Washington, D. C. 20515  
(202) 225-5330

**AL McCANDLESS**  
44TH DISTRICT, CALIFORNIA

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WASHINGTON, DC 20515-0544  
(202) 225-5330

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GOVERNMENT OPERATIONS

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-0544**

January 29, 1993

*PRB*  
*97-235*  
*415*

DISTRICT OFFICES:  
73-710 FRED WARING DRIVE,  
SUITE 112  
PALM DESERT, CA 92260  
POST OFFICE BOX 14442  
PALM DESERT, CA 92268  
(619) 340-2800  
22890 CACTUS AVENUE  
SUITE 155  
MORENO VALLEY, CA 92553  
(909) 858-1444

Mr. Lloyd Barber  
2127 Rosemary Court  
Hemet, CA 92545

Dear Mr. Barber:

Thank you for your letter and comments concerning the frequency restructuring proposed by the Federal Communications Commission (NPRM PR Docket 92-235). It's good to hear from you.

In response to numerous inquiries on this issue, I have asked the FCC to look into this matter and report back to me.

As soon as I have received their reply, I will contact you.

With best regards,

Sincerely,



AL McCANDLESS  
Member of Congress

AAM/mjr

The Honorable Alfred A. McCandless  
2422 Rayburn House Office Building  
Washington, DC, 20515

January 20, 1993

mjr

Subject: FCC NPRM PR Docket 92-235

JAN 21 1993

Dear Congressman McCandless:

I am writing to request your assistance in the rejection of the subject proposal presently before the Federal Communications Commission (FCC) for adoption.

This proposal developed by the FCC Mobile Land Service is of great concern to me because the frequency restructuring proposed in NPRM PR Docket 92-235, inserts two new frequencies, for Mobile use, between the 10Khz frequency spacing currently assigned for modeling and commercial users. I am very opposed to this proposal.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The addition of frequencies only 2.5 KHz away from the currently assigned frequencies will, if adopted, render the \$3500 of model radio equipment I own worthless! It has only been a few years, since the radio frequency spacing was decreased from 20Khz to 10Khz in this band area. This action necessitated I replace my radio equipment in order to continue my model flying without concern that my equipment would endanger others!

I am now retired, and no longer can afford the replacement cost of the radio equipment I presently own. For me, this proposal would bring to an end the hobby I have enjoyed for thirty years and render useless thousands of dollars worth of model aircraft.

The proposal, if adopted, would not allow the operation of radio controlled model aircraft without endangering the lives, and property of others; both nearby and far away! The models I fly are big, heavy, fast, and expensive. Knowing this, I take every precaution I can to operate them in a safe manner. To do otherwise could result in a tragic accident involving property, or worse people. There is no precaution I can take to prevent a accident caused by interference by a mobile radio, broadcasting perhaps miles away, on a frequency only 2.5Khz away from my radio!

It is for the above reasons that I recommend that the proposal in FCC, NPRM PR Docket 92-235 to add frequencies between the model and commercial frequencies not be adopted.

All Radio-Control enthusiast urgently need your help now because the FCC has a **deadline of February 26, 1993** after which it may become more difficult to prevent these proposals from going into effect.

Sincerely,

*Lloyd Barber*

2127 Rosemary Ct.  
Hemet, Ca, 92545